IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

MONDAY, THE 26TH FEBRUARY 2007 / 7TH PHALGUNA 1928

WP(C).No. 5779 of 2007(K)

PETITIONERS:

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1. NARAYANA PILLAI,
   KADAMBANATTU KOIPPURATHU VEEDU, THODIYOOR NORTH,
   THODIYOOR VILLAGE.

2. DEVARAJAN, S/O. KUMARAN,
   KALLAUMPURATHU HOUSE, THODIYOOR NORTH P.O.,
   THODIYOOR VILLAGE, KARUNAGAPPALLY.

BY ADV. SRI.S.ARUN RAJ

RESPONDENTS:

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1. ENVIRONMENTAL ENGINEER,
   KERALA STATE POLLUTION CONTROL BOARD,
   DISTRICT OFFICE, NELLIMUKKU,
   THIRUMULLAVARAM P.O., KOLLAM.

2. SECRETARY,
   THODIYOOR GRAMA PANCHAYATH, THODIYOOR P.O.,
   KOLLAM DISTRICT.

3. THE GENERAL MANAGER,
   DISTRICT INDUSTRIES CENTRE, KOLLAM.

4. M/S. JAMEELA WIRE CUT BRICKS,
   THODIYOOR, THODIYOOR NORTH P.O.,
   KARUNAGAPPALLY, KOLLAM, REPRESENTED BY
   ITS PROPRIETOR, SHRI. K.AZEEZ.

5. CHAIRMAN,
KERALA STATE POLLUTION CONTROL BOARD,
THIRUVANANTHAPURAM.

R1 & R5 BY ADV. SMT.K.K.THULASY BHAI,SC,POLLUTION CONTROL BOARD.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 26/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

THOTTATHIL B. RADHAKRISHNAN, J.

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WP(C).No. 5779 OF 2007-K

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Dated this the 26th day of February, 2007.

JUDGMENT

Heard the learned counsel for the petitioners and Smt. K.K.Thulasi Bhai, the learned standing counsel for the Pollution Control Board.

2. Ext.P6 is appealable before the State Board. Without prejudice to the right of the petitioners to invoke such appellate remedy, if aggrieved by the contents of Ext.P6, it is directed that as of now, the first respondent will ensure that there is no activity of the unit in relation to which Ext.P6 is issued, without complying with the directions contained in Ext.P6. All other contentions are left open.

The writ petition is disposed of as above.

THOTTATHIL B. RADHAKRISHNAN, JUDGE.

Sha/-